



04-16-07

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gil Gavriel DUDKIEWICZ Examiner: Unassigned  
Serial No.: 10/688,144 Group Art Unit: 2614  
Filed: October 17, 2003 Docket: 051448-0211  
Title: SEARCHING FOR PROGRAMS AND UPDATING VIEWER PREFERENCES WITH  
REFERENCE TO PROGRAM SEGMENT CHARACTERISTICS

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as Express Mail (EM037673699US) with sufficient postage, in an envelope addressed to: Mail Stop Amendment Commissioner for Patents; Alexandria VA 22313 on April 12 2007.

By: \_\_\_\_\_

*Richard Ruggiero*  
Richard Ruggiero

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313  
Sir:

We are transmitting herewith the attached:

- ☒ Information Disclosure Statement
- ☒ Copy of PCT Search Report dated April 3, 2007
- ☒ Form PTO/SB/08
- ☒ Return postcard

Please charge any fees associated with this transmittal to Deposit Account No 50-0872

Date: April 12, 2007  
FOLEY & LARDNER LLP  
2029 Century Park E. 35<sup>th</sup> Floor  
Los Angeles, CA 90067  
Phone (310)277-2223  
Facsimile (310) 557-8475

By: \_\_\_\_\_  
Name: Justin Sobaje  
Reg. No.: 56,252  
JS - rsr

*Justin Sobaje*



Atty. Dkt. No. 051448-0211

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Gil Gavriel DUDKIEWICZ et al.

Title: SEARCHING FOR PROGRAMS  
AND UPDATING VIEWER  
PREFERENCES WITH  
REFERENCE TO PROGRAM  
SEGMENT  
CHARACTERISTICS


Appl. No.: 10/688,144

Filing Date: 10/17/2003

Examiner: Unassigned

Art Unit: 2614

Confirmation 9212  
Number:

<b>CERTIFICATE OF EXPRESS MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EM037673699US	April 12, 2007
(Express Mail Label Number)	(Date of Deposit)
Richard Ruggiero	
(Printed Name)	
	
(Signature)	

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits, and within three (3) months of the mailing date of the foreign search report.

**RELEVANCE OF EACH DOCUMENT**

All of the documents are in English.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

**STATEMENT**

The undersigned hereby states in accordance with 37 CFR §1.704(d) that each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 CFR §1.56(c) more than thirty days prior to the filing of the information disclosure statement.

Although Applicant believes that no fee is required for this Request, the Commissioner is hereby authorized to charge any additional fees which may be required for this Request to Deposit Account No. 50-0872.

Respectfully submitted,

Date April 12, 2007

FOLEY & LARDNER LLP  
2029 Century Park E. 35<sup>th</sup> Floor  
Telephone: 310-277-2223  
Facsimile: 310-557-8475

By Justin Sobaje

Justin Sobaje  
Attorney for Applicant  
Registration No. 56,252

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Date Submitted: April 12, 2007

(Use as many sheets as necessary)

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of

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**Complete if Known**

Application Number	10/688,144
Filing Date	10/17/2003
First Named Inventor	Gil Gavriel DUDKIEWICZ
Art Unit	2614
Examiner Name	Unassigned
Attorney Docket Number	051448-0211

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	US-2002/0120925 A1	08/29/2002	Logan	
	A2	US-2002/0152474 A1	10/17/2002	Dudkiewicz	
	A3	US-2003/0005447 A1	01/02/2003	Rodriguez	
	A4	US-6,505,348	01/07/2003	Knowles et al.	
	A5	US-6,515,680	02/04/2003	Hendricks et al.	
	A6	US-2003/0041327 A1	02/27/2003	Newton et al.	
	A7	US-2003/0067554 A1	04/10/2003	Klarfeld et al.	
	A8	US-2003/0163832 A1	08/28/2003	Tsuria et al.	

**UNPUBLISHED U.S. PATENT APPLICATION DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Application Document Serial Number-Kind Code <sup>2</sup> (if known)	Filing Date of Cited Document MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Documents	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
	A9	PCT International Search Report and Written Opinion report dated April 3, 2007 from corresponding PCT application PCT/US04/34252.	

Examiner  
Signature

/Jason Thomas/

Date  
Considered

02/25/2008

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /J.T./